

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

----- X
JOHN R. BLUMATTE, a/k/a ROBERT ANGONA, :
a/k/a JOHN BLUE, :
: 07 Civ. 2944 (JSR)
Plaintiff, :
: ORDER
-v- :
:
GERARD QUINN, et al., :
:
Defendant. :
----- X

JED S. RAKOFF, U.S.D.J.

For the reasons stated from the bench, see transcript, 8/27/07, Counts 2, 4, 5 and 6 are hereby dismissed with prejudice against all defendants named in those counts, and Count 1 is hereby dismissed with prejudice against all defendants named in that count except defendants Gerard Quinn and Donald Rogers.

The Court reserves decision on the motion to dismiss count 3 pending supplemental letter-briefing by the parties.

SO ORDERED.


JED S. RAKOFF, U.S.D.J.

Dated: New York, New York
August 27, 2007

